

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

DAVID K. HARRISON,	)	
	)	
Petitioner,	)	8:09CV318
	)	
v.	)	
	)	
FRED BRITTEN,	)	ORDER
	)	
Respondent.	)	
_____	)	

Because Petitioner is endeavoring to use Federal Rule of Criminal Procedure 60(b) to reopen this case to attack the handling of his state court criminal conviction and sentence, and therefore the motion is frivolous,

IT IS ORDERED that the Motion (filing 17) is denied.

DATED this 27<sup>th</sup> day of August, 2018.

BY THE COURT:

*s/ Richard G. Kopf*  
Senior United States District Judge